

Posted – July 2, 2009

REGULAR MEETING JULY 6, 2009

TOWN COUNCIL OF THE TOWN OF MIDDLETOWN, RHODE ISLAND

The following items of business, having been filed with the Town Clerk under the Rules of the Council, will come before the Council at a regular meeting to be held on Monday, July 6, 2009 at 7:00 P.M. (EXECUTIVE SESSION – 6:00 P.M.) at the Middletown Town Hall, 350 East Main Road, Middletown, Rhode Island.

Any person not a member of the Council, desiring to address the Council concerning a matter on the docket of the Council, not the subject of a Public Hearing, shall submit a written request to the Town Clerk stating the matter upon which he desires to speak. Persons are permitted to address the Council for a period not to exceed five (5) minutes.

EXECUTIVE SESSION

Pursuant to provisions of RIGL, Sections 42-46-2., 42-46-4. and 42-46-5. (a) (2) collective bargaining (Fire, Public Works and Town Hall) and (5) land acquisition (Valley Road).

CONSENT CALENDAR

- 1. Approval of Minutes – Special Meeting, June 15, 2009.**
- 2. Approval of Minutes – Regular Meeting, June 15, 2009.**
- 3. Approval of Minutes – Special Meeting, June 17, 2009.**
- 4. Approval of Minutes – Special Meeting, June 22, 2009.**
- 5. Memorandum of Town Administrator, with enclosures, re: Police Station Progress Report #11.**
- 6. Communication of Town Administrator, with enclosures, re: Tax Collector's Report for period ending June 30, 2009.**
- 7. Communication of Town Administrator, with enclosures, re: Financial Statements for period ending May 31, 2009.**
- 8. Memorandum of Town Administrator, re: Planning for Off-site Retreat.**
- 9. Memorandum of Town Administrator, re: Assuming the Duties of Tax Assessor.**
- 10. Memorandum of Town Administrator, with enclosures, re: Police recommendation for Stop Signs on Forest Avenue.**

- 11. Memorandum of Town Administrator, with enclosures, re: Four Way Stop at High Street and O'Neil Boulevard.**
- 12. Memorandum of Town Administrator, with enclosures, re: Priority List of Roadways for RIDOT.**
- 13. Memorandum of Town Administrator, with enclosures, re: Request to Amend Chapter 115 Business Regulations – Hawkers and Peddlers.**
- 14. Memorandum of Town Administrator, with enclosures, re: Request to Amend Chapter 94.32 and Chapter 90.20 Restraint of Dogs.**
- 15. Memorandum of Town Administrator, with enclosure, re: Aquidneck Corporate Park Improvements – EDA Grant Application.**
- 16. Email communication from Deputy Town Clerk, Town of Charlestown, with enclosures, re: Requesting support of resolutions in opposition of Health Insurance Rate Hikes and Electric Rate Increase.**
- 17. Email communication from Deputy City Clerk, City of Pawtucket, with enclosure, re: Requesting support of resolution for Governor Carcieri to hold an Educational summit.**

18. Communication of Town Clerk, Town of Westerly, with enclosure, re: Requesting support of resolution in support of U.S. Supreme Court opinion in Carcieri v. Salazar.

19. Application of Earnest R. Budlong dba Back Room Pub/Restaurant, 999 West Main Road, for RENEWAL of Mechanical Amusement Device License (7 Games, 5 Pool Tables) for the 2009-2010 licensing year.

20. Application of HPK, Inc. dba Tickets, 15 Aquidneck Avenue, for RENEWAL of Mechanical Amusement Device License (7 Games) for the 2009-2010 licensing year.

21. Applications from the following named persons, firms or corporations for a Special Events Permit. (See attached list)

22. Resolution of the Council, re: Preservation of historic resources.

23. Communication of Christopher E. Fay, Esquire, with enclosures, re: Notice of Claim of Bishop Carr, minor child of Danielle Unger.

TOWN COUNCIL

1. Resolution of the Council, re: Commendation for Daniel Donovan

III.

2. Application of Becky Hanos dba Just Dogs, Portsmouth, for a Hawker's License for the 2009-2010 licensing year. (499 East Main Road (Aquidneck Grange #30) and special events by invitation only) (NEW)

3. Public Hearing (Advertised)

An Ordinance of the Town of Middletown (First Reading)

An Ordinance in amendment to the Town Code of the Town of Middletown, Chapter 152 Zoning Code, Article 4 Definitions, Article 22 – Senior Independent Living Facilities.

4. Public Hearing (Advertised)

An Ordinance of the Town of Middletown (First Reading)

An Ordinance in amendment to the Town Code of the Town of Middletown, Chapter 152 Zoning Code, Article 4 Definitions, Multifamily Dwelling Project and Multifamily Dwelling Structure.

5. Public Hearing (Advertised)

An Ordinance of the Town of Middletown (First Reading)

An Ordinance in amendment to the Town Code of the Town of Middletown, Chapter 152 Zoning Code, Article 7 Supplemental Regulations, Section 705 Fences, Walls and Hedges.

6. An Ordinance of the Town of Middletown (Second Reading)

An ordinance in amendment to the Town Code of the Town of Middletown, TITLE VII, the Traffic Code. (Fenner Avenue – No Parking on Roadway)

7. Memorandum of Town Administrator, with enclosures, re: Information from Police Department – Fraudulent Identification.

8. Memorandum of Lori Verderosa, MSAPTF Coordinator and Nan Heroux, MSAPTF, Chair, with enclosures, re: Fact information outlining data in support of proposed ordinance.

9. An Ordinance of the Town of Middletown (Second Reading)

An Ordinance in amendment to the Town Code of the Town of Middletown, Title IX Business Regulations, Chapter 111, Alcoholic Beverages, Section 111.10 Alcohol Training Certification.

10. Memorandum of Town Administrator, with enclosures, re: Jurisdiction – Naval Station Newport – Tank Farm 5.

11. Resolution of the Council, re: Jurisdiction - Naval Station Newport – Tank Farm 5.

12. Memorandum of Town Administrator, with enclosures, re: Award of contract Miantonomi Sewer Project 2009.

13. Resolution of the Council, re: Award of contract Miantonomi

Sewer Project 2009.

14. Memorandum of Town Administrator, with enclosure, re: Secretary of State Local Government Records Grant.

15. Resolution of the Council, re: Accepting Secretary of State Local Government Record Grant and authorizing Town matching funds.

16. Memorandum of Councillor Sylvia, re: Limiting the appointment of residents to boards and commissions.

PUBLIC FORUM SESSION

Pursuant to Rule 23 of the Rules of the Council, Citizens may address the town on one (1) subject only, said subject of substantive Town business, neither discussed during the regular meeting nor related to personnel or job performance. Citizens may speak for no longer than five (5) minutes and must submit a public participation form to the Council Clerk prior to the start of the meeting.

Wendy J. W. Marshall, CMC
Clerk

Town

This meeting location is accessible to the handicapped. Individuals requiring interpreter services for the hearing impaired should notify the Town Clerk's Office not less than 48 hours before this meeting.